

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF TEXAS
MIDLAND-ODESSA DIVISION

JAMES CLOSE, §
§
PLAINTIFF, §
§
V. §
§
JUSTINE “JB” SOSA, an individual and § 7:15-cv-00145-DAE
RICHARD PADILLA and CORBETTE PADILLA §
Husband and wife d/b/a STEAK 42, and §
MIDLAND MAJESTIC, LLC, a Texas §
Limited Liability Company, §
§
DEFENDANTS. §

UNOPPOSED MOTION TO WITHDRAW AS COUNSEL FOR DEFENDANTS

Holly B. Williams and Naomi Cobb (“Movants”) of Williams Law Firm, P.C., counsel for Defendants Justine “JB” Sosa, Richard Padilla and Corbette Padilla d/b/a Steak 42, and Midland Majestic, LLC (“Defendants”), file this Motion to Withdraw as Counsel, requesting permission to withdraw as Counsel for Defendants.

1. There is good cause for this motion to withdraw as Defendants have notified Movants that they no longer desire for Movants to represent them.
2. No attorney is to be substituted for Movants at this time. A copy of this Motion has been delivered to Defendants, who have been notified in writing via electronic mail and certified mail.
3. The last known address and contact information of the Defendants is:

Justine "JB" Sosa
1206 Storey Ave
Midland, TX 79701-6005
jabe2005@yahoo.com
(432) 528-8769

Richard and Corbette Padilla
42 Lafayette PL
Midland, TX 79705-5322
(432) 704-5242
richpadilla75@yahoo.com

Midland Majestic, LLC
1106 N Big Spring St
Midland, TX 79701-3342
(432) 528-5902

4. The pending settings and deadlines in this case are:

a) All parties asserting claims for relief shall file their designation of testifying experts and shall serve on all parties, but not file, the materials required by Fed. R. Civ. P. 6(a)(2)(B) by February 10, 2016. Parties resisting claims for relief shall file their designation of testifying experts and shall serve on all parties, but not file the materials required by Fed. R. Civ. P. 26(a)(2)(B) by March 10, 2016. All designations of rebuttal experts shall be designated within fourteen (14) days of receipt of the report of the opposing expert.

b) Objections to the reliability of an expert's proposed testimony under Federal Rule of Evidence 702 shall be made within thirty (30) days of receipt of the written report of the expert's proposed testimony, or within thirty (30) days of the expert's deposition, if a deposition is taken, whichever is later.

c) The discovery deadline is May 2, 2016.

d) All dispositive motions shall be filed by June 1, 2016.

e) The case is not currently set for trial.

5. This motion is not sought for the purpose of delay and should not result in a delay in the case at this early stage of the litigation.

WHEREFORE, Movants respectfully request that the Court enter an Order allowing them to withdraw from the above-styled cause, and for such other and further relief to which Movants may be justly and lawfully entitled.

Respectfully submitted,

By: /s/ Holly B. Williams
Holly B. Williams
Texas Bar No. 00788674
Naomi Cobb
Texas Bar No. 24094592

WILLIAMS LAW FIRM, P. C.
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ATTORNEYS FOR DEFENDANTS

CERTIFICATE OF CONFERENCE

I hereby certify that I have conferred with Mr. Ronald E. Stern, counsel for Plaintiff, on January 12, 2016, who advised that he does not oppose Counsel's Motion to Withdraw.

/s/ Holly B. Williams
Holly B. Williams

VERIFICATION

STATE OF TEXAS §
 §
MIDLAND COUNTY §

Before me, the undersigned notary, on this day personally appeared Holly B. Williams, the affiant, a person whose identity is known to me. After I administered an oath to her, she testified:

“My name is Holly B. Williams. I have read this motion. The facts stated in it are within my personal knowledge and are true and correct.”

/s/ Holly B. Williams
Holly B. Williams

SWORN TO and SUBSCRIBED before me by Holly B. Williams on January 15, 2016.

/s/ Cherie Oden
Notary Public in and for the State of Texas
My Commission Expires April 29, 2017

CERTIFICATE OF SERVICE

I hereby certify that on January 15, 2016, I electronically submitted the foregoing document with the Clerk of Court for the U.S. District Court, Western District of Texas, using the electronic case files system of the court. The electronic case files system sent a "Notice of Electronic Filing" to the following individuals who have consented in writing to accept this Notice as service of this document by electronic means:

Ronald E. Stern
The Advocacy Law Firm, P.A.
1250 Hallandale Beach Boulevard, Suite 503
Hallandale Beach, FL 330099
ronsternlaw@gmail.com

I hereby certify that on January 15, 2016, I mailed the foregoing document via certified mail as follows:

Justine "JB" Sosa
1206 Storey Ave
Midland, TX 79701-6005

Midland Majestic, LLC
1106 N Big Spring St
Midland, TX 79701-3342

Richard and Corbette Padilla
42 Lafayette PL
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/s/ Holly B. Williams
Holly B. Williams